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PTO/SB/21 (04-07)

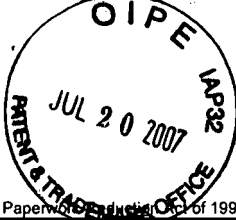
Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/722,948
	Filing Date	November 25, 2003
	First Named Inventor	Greg MARRIOTT
	Art Unit	2629
	Examiner Name	R. Liang
Total Number of Pages in This Submission	Attorney Docket Number	106842005400

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application  <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____  <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):  Return Receipt Postcard Copies of IDS Citations (87 refs)
<div>Remarks</div>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	MORRISON & FOERSTER LLP	
Signature		
Printed name	Alex Chartove	
Date	July 20, 2007	Reg. No. 31,942



PTO/SB/17 (06-07)

Approved for use through 06/30/2007. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>FEE TRANSMITTAL</b> <b>For FY 2007</b>		<b>Complete if Known</b>	
		Application Number	10/722,948
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	November 25, 2003
		First Named Inventor	Greg MARRIOTT
		Examiner Name	R. Liang
TOTAL AMOUNT OF PAYMENT		(\$)	180.00
		Attorney Docket No.	106842005400

**METHOD OF PAYMENT** (check all that apply)

<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> None	<input type="checkbox"/> Other (please identify): _____
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: 03-1952		Deposit Account Name: Morrison & Foerster LLP	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)				
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, <b>except for the filing fee</b>			
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments			

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

**2. EXCESS CLAIM FEES**

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
_____	_____	_____	_____	_____	_____	_____

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
_____	_____	_____	_____

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____	_____	_____

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): 1806 Submission of an Information Disclosure Statement 180.00

<b>SUBMITTED BY</b>			
Signature		Registration No. (Attorney/Agent)	31,942
Name (Print/Type)	Alex Chartove	Telephone	(703) 760-7744
		Date	July 20, 2007



Patent  
Docket No. 106842005400

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Greg MARRIOTT et al.

Serial No.: 10/722,948

Filing Date: November 25, 2003

For: TOUCH PAD FOR HANDHELD  
DEVICE

Examiner: R. Liang

Group Art Unit: 2629

**SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of foreign documents and non-patent literature are submitted herewith. The Examiner is requested to make these documents of record.

Applicants submit herewith a Supplemental Information Disclosure Statement identifying art of which applicant became aware as a result of the following Japanese patent proceedings:

(A) Civil Division 47th-B of Tokyo District Court

Complaint: Year 2007 (wa) No. 2525 Case of Demand for Declaratory Judgment of

Non-indebtedness

07/23/2007 AWONDAF2 00000057 031952 10722948

01 FC:1006

100.00 DA

Counterclaim: Year 2007 (wa) No. 6312 Case of Damages Counterclaim Plaintiff  
(Defendant in Counterclaim): Apple Japan, Inc.

Defendant (Plaintiff in Counterclaim): Shigeru Saito Architecture Research Institute  
Plaintiff (Defendant in Counterclaim) Intervenor: Apple Japan Holdings, Inc.

(B) Case No. 1000-1280

Details of Rights pertaining to Application for Import Suspension

- (1) Petitioner Shigeru Saito Architecture Research Institute
- (2) Name of product considered to be infringing Small, portable music player
- (3) Details of intellectual property

Patent rights pertaining to a contact operation-type input device and its electronic  
components Patent Number 3852854 [Claim 3]

The above-referenced Japanese patent proceedings involve alleged infringement by  
Apple Japan, Inc. of Japanese Patent JP 3852854. The above-referenced Japanese patent  
proceedings do not involve any patent corresponding to applicants subject U.S. patent application,  
for which allowance is now currently being sought.

This Supplemental Information Disclosure Statement is submitted after receipt of a first  
Office Action on the merits but before mailing of a final Office Action or Notice of Allowance. A  
fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in  
duplicate.

Applicants would appreciate the Examiner initialing and returning the Form  
PTO/SB/08a/b, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under  
37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has  
been made; (ii) additional information material to the examination of this application does not exist;  
(iii) the information, protocols, results and the like reported by third parties are accurate or enabling;  
or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing (106842005400).

Dated: July 20, 2007

Respectfully submitted,

By Alex Chartove

Alex Chartove

Registration No.: 31,942

MORRISON & FOERSTER LLP

1650 Tysons Blvd, Suite 400

McLean, Virginia 22102

(703) 760-7744



ALTERNATIVE TO PTO/SB/08A/B (04/07)

Substitute for form 1449/PTO			<b>Complete if Known</b>		
			Application Number	10/722,948	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)			Filing Date	November 25, 2003	
			First Named Inventor	Greg MARRIOTT	
			Art Unit	2629	
			Examiner Name	R. Liang	
			Attorney Docket Number	106842005400	
Sheet	1	of	6		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1.	1,061,578	05/13/1913	Wischhusen et al.	
	2.	2,903,229	02/24/1956	Landge	
	3.	2,798,907	07/09/1957	Schneider	
	4.	2,945,111	10/24/1958	McCormick	
	5.	3,965,399	06/22/1976	Walker et al.	
	6.	4,121,204	10/17/1978	Welch er al.	
	7.	4,129,747	12/12/1978	Pepper, J.	
	8.	4,242,676	12/30/1980	Piguet et al.	
	9.	4,246,452	01/20/1981	Chandler	
	10.	4,293,734	10/06/1981	Peper Jr.	
	11.	4,380,007	04/12/1983	Steinegger	
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	26.	4,856,993	08/15/1989	Maness et al.	
	27.	4,897,511	01/30/1990	Itaya et al.	
	28.	4,914,624	04/03/1990	Dunthorn	
	29.	5,008,497	04/16/1991	Asher	
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	32.	5,159,159	10/27/1992	Asher	

Examiner Signature		Date Considered	
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va-211389

Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/722,948
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				Art Unit	2629
				Examiner Name	R. Liang
Sheet	2	of	6	Attorney Docket Number	106842005400

	33.	5,231,326	07/27/1993	Echols	
	34.	5,305,017	04/19/1994	Gerpheide	
	35.	5,367,199	11/22/1994	Lefkowitz et al.	
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	46.	5,632,679	05/27/1997	Tremmel	
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	49.	5,689,285	11/18/1997	Asher	
	50.	5,790,769	08/04/1998	Buxton et al.	
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	56.	5,943,044	08/24/1999	Martinelli et al.	
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	65.	2007/0080938	4/12/2007	Robbin et al.	
	66.	2007/0085841	4/19/2007	Tsuk et al.	

Examiner Signature		Date Considered	
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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/722,948
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				First Named Inventor	Greg MARRIOTT
				Art Unit	2629
				Examiner Name	R. Liang
Sheet	3	of	6	Attorney Docket Number	106842005400

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
	67.	JU 57-95722	06/12/1982			
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Examiner Signature		Date Considered	
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	101.	JP 10-227878	08/25/1998			
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	113.	JP 2001-22508	01/26/2001			
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	117.	JPA 2005-134953	10/20/2005			
	118.	JPA 2005-235579	01/05/2006			

Examiner Signature		Date Considered	
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	119.	JPA 2005-358970	07/06/2006			
	120.	JP-3,852,854	09/15/2006			
	121.	JPA 2005-312433	05/17/2007			

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T <sup>2</sup>
	122.	"Atari VCS/2600 Peripherals", <a href="http://www.classicgaming.com">www.classicgaming.com</a> , downloaded February 28, 2007, pp. 1-15.			
	123.	"Alps Electric introduces the GlidePoint Wave Keyboard; combines a gently curved design with Alps' advanced GlidePoint Technology", Business Wire, (October 21, 1996).			
	124.	"Alps Electric Ships GlidePoint Keyboard for the Macintosh; Includes a GlidePoint Touchpad, Erase-Eaze Backspace Key and Contoured Wrist Rest, Business Wire, (July 1, 1996)			
	125.	"APS show guide to exhibitors", Physics Today, 49(3) (March 1996).			
	126.	"Design News literature plus", Design News, 51(24) (December 18, 1995).			
	127.	"Manufactures", Laser Focus World, Buyers Guide '96, 31(12) (December 1995).			
	128.	"National Design Engineering Show", Design News, 52(5) (March 4, 1996).			
	129.	"Preview of exhibitor booths at the Philadelphia show", Air Conditioning Heating & Refrigerator News, 200(2) (January 13, 1997).			
	130.	"Product news", Design News, 53(11) (June 9, 1997).			
	131.	"Product news", Design News, 53(9) (May 5, 1997).			
	132.	Ahl, David, "Controller Updated", Creative Computing 9(12) (December 1983).			
	133.	Baig, E.C., "Your PC Might Just Need a Mouse", U.S. News and World Report, 108(22), (June 4, 1990)			
	134.	Bartimo, Jim, "The Portables: Traveling Quickly", Computerworld (November 14, 1983).			
	135.	Brink et al., "Pumped-up portables", U.S. News & World Report, 116(21) (May 30, 1994).			
	136.	Brown et al., "Windows on Tablets as a Means of Achieving Virtual Input Devices", Human-Computer Interaction - INTERACT '90 (1990).			
	137.	Buxton et al., "Issues and Techniques in Touch-Sensitive Tablet Input", Computer Graphics, 19(3), Proceedings of SIGGRAPH '85 (1985).			
	138.	Chen et al., "A Study in Interactive 3-D Rotation Using 2-D Control Devices", Computer Graphics 22(4) (August 1988).			
	139.	Evans et al., "Tablet-based Valuator that Provide One, Two, or Three Degrees of Freedom", Computer Graphics 15(3) (August 1981).			

Examiner Signature		Date Considered	
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Sheet	6	of	6	Attorney Docket Number	106842005400

	140.	Jesitus, John , "Broken promises?", Industry Week/IW, 246(20) (November 3, 1997).	
	141.	Mims, Forrest M. III, "A Few Quick Pointers; Mouses, Touch Screens, Touch Pads, Light Pads, and the Like Can Make Your System Easier to Use", Computers and Electronics, 22, (May, 1984)	
	142.	Nass, Richard, "Touchpad input device goes digital to give portable systems a desktop "mouse-like" feel", Electronic Design, 44(18) (September 3, 1996).	
	143.	Perenson, Melissa, "New & Improved: Touchpad Redux", PC Magazine (September 10, 1996).	
	144.	Petersen, Marty, "Koalapad Touch Tablet & Micro Illustrator Software", InfoWorld, (October 10, 1983)	
	145.	Petrzellis, "Force-Sensing Resistors" Electronics Now, 64(3), (March 1993).	
	146.	Soderholm, Lars D., "Sensing Systems for 'Touch and Feel'", Design News, (May 8, 1989)	
	147.	Sony presents "Choice Without Compromise" at IBC '97 M2 PRESSWIRE (July 24, 1997.)	
	148.	Spiwak, Marc, "A Great New Wireless Keyboard", Popular Electronics, 14(12) (December 1997).	
	149.	Spiwak, Marc, "A Pair of Unusual Controllers", Popular Electronics 14(4) (April 1997).	
	150.	Tessler, Franklin, "Point Pad", Macworld 12(10) (October 1995).	
	151.	Tessler, Franklin, "Smart Input: How to Chose from the New Generation of Innovative Input Devices," Macworld 13(5) (May 1996).	
	152.	Tessler, Franklin, "Touchpads", Macworld 13(2) (February 1996).	
	153.	"Triax Custom Controllers Due; Video Game Controllers," HFD-The Weekly Home Furnishings Newspaper, 67(1), (January 4, 1993)	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
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